IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 11TH SEPTEMBER 2007 / 20TH BHADRA 1929

Crl.Rev.Pet.No. 853 of 2000()

CRA.369/1999 of V ADDL.SESSIONS COURT, ERNAKULAM
CC.158/1998 of ADDL.CHIEF JUDICIAL MAGISTRATE, (E&O), ERNAKULAM

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REVN. PETITIONER:

C.A.SOLAMAN,
CHARANGATTU VEEDU,
SOUTH CHELLANAM, KOCHI-8.

BY ADV. SRI.K.V.SABU

RESPONDENTS:

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1. M.K.KAMALAOLBHAVAN,
S/O.KITTU,
MAVUMKOOTTATHIL HOUSE,
ATHANI,
WORKING AS FIREMAN,
FIRE STATION, ANGAMALY.

2. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.K.B.DAYAL
PUBLIC PROSECUTOR, SRI C.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 11/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL.M.P.NO.4528/2000 IN CRL.R.P.NO.853/2000

CLOSED

SD/- K.R.UDAYABHANU, JUDGE

11/09/2007

\\TRUE COPY//

K.R.UDAYABHANU, J.

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Crl.R.P.No.853 of 2000

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Dated this the 11th day of September, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo rigorous imprisonment for six months and to pay a fine of Rs.50,000/- and in default to undergo simple imprisonment for three months.

The counsel for the revision petitioner has only sought for modification of the sentence. In the circumstances, the sentence is modified to pay a fine of rupees fifty thousand and in default to undergo simple imprisonment for six months. The fine amount, if realised, shall be paid to the complainant. The revision petitioner is granted four months time to remit the amount of compensation. He shall appear before the Additional Chief Judicial Magistrate, (E&O), Ernakulam, on 10/01/2008 to receive the sentence.

The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU,
Judge

ms

K.R.UDAYABHANU, J.

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Crl.R.P.No.853 of 2000

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O R D E R

11th September, 2007